

December 1, 2004
Case No. GP-301244 (2760/22)
Serial No.: 10/000,268
Filed: November 2, 2001
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— REMARKS —

A. Claim 1 was objected to due to informalities

Claim 1 has been amended to correct informalities and not to avoid any reference. Withdrawal of the objection to claim 1 is requested.

B. Claims 1-6, 8-11, 13-16, and 18-20 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Mölne in view of Kakinuma

The §103(a) rejection of claims 1-6, 8-11, 13-16, and 18-20 is traversed.

In order to maintain this §103(a) rejection, each and every element of the claims must be taught or suggested in the reference in at least as great detail as claimed. At a minimum, Mölne in view of Kakinuma fails to teach or suggest "selecting a secondary channel that is not in the system access list portion in response to a failed connection notification from channels in the system access list portion" as claimed in claims 1, 11 and 16.

The Examiner correctly recognizes the failure of Mölne to make any such teaching, and relies on Kakinuma. However, at most, Kakinuma teaches that a notification can be realized by defining the communication regulation information within a signal for notifying the rejection of the call origination request from the mobile station. See, e.g. Kakinuma, column 5, lines 58-61.

As Mölne in view of Kakinuma does not teach or suggest each and every element of the claims, Applicants request withdrawal of the rejections to claims 1, 11, and 16 and claims 2-6, 8-10, 13-15 and 18-20 depending from those claims.

C. Claims 7, 12, and 17 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Mölne in view of Kakinuma in further view of Lintulampi

The §103(a) rejection of claims 7, 12, and 17 is traversed. Claims 7, 12, and 17 depend from claims 1, 11, and 16 respectively, and are therefore patentable over Mölne in view of Kakinuma in further view of Lintulampi for at least the reasons above. Withdrawal of the rejections to claims 7, 12, and 17 is requested.

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D. New claims

New claims 21-24 are patentable over the prior art, as the prior art, alone or in combination, fails to disclose, teach or suggest each and every claimed element of new claims 21-24.

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SUMMARY

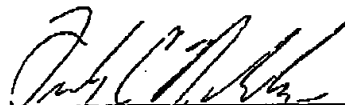
The Examiner's rejections of claims 1-20 have been obviated by amendments and remarks herein supporting an allowance of pending claims 1-20 over the art of record. The Applicants respectfully submit that claims 1-24 herein fully satisfy the requirements of 35 U.S.C. §§ 102, 103 and 112. In view of the foregoing, favorable consideration and passage to issue of the present application is respectfully requested. If any points remain in issue that may best be resolved through a personal or telephonic interview, the Examiner is respectfully requested to contact the undersigned at the telephone number listed below.

Dated: December 1, 2004

Respectfully submitted,
WILLIAM MAZZARA

GENERAL MOTORS CORPORATION
General Motors Legal Staff
Mail Code 482-C23-B21
300 Renaissance Center
P.O. Box 300
Detroit, MI 58263-3000
Phone: (313) 665-4714

CARDINAL LAW GROUP
Suite 2000
1603 Orrington Avenue
Evanston, Illinois 60201
Phone: (847) 905-7111
Fax: (847) 905-7113



Frank C. Nicholas
Registration No. 33,983
Attorney for Applicants